

LAWRENCE BREWSTER  
Regional Solicitor  
DANIELLE L. JABERG  
Counsel for ERISA  
CA State Bar No. 256653  
JOSEPH M. LAKE  
Trial Attorney  
CA State Bar No. 246679  
Office of the Solicitor  
UNITED STATES DEPARTMENT OF LABOR

Attorneys for Plaintiff,  
United States Department of Labor

Susan E. Bishop (SBN 187253)  
PRATT & ASSOCIATES  
Attorneys for Defendants OPT, INC. and Joyce  
Olszewski, as Executor of the Estate of Anthony  
Olszewski

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

HILDA L.SOLIS, SECRETARY OF LABOR, )  
UNITED STATES DEPARTMENT OF )  
LABOR, )

Plaintiff,

vs.

OPT, INC., a corporation; JOYCE  
OLSZEWSKI, THE EXECUTOR OF THE  
ESTATE OF ANTHONY OLSZEWSKI, a  
deceased individual; JOYCELYN TRAN, an  
individual; JONATHAN JONES, an  
individual; and the OPT, INC. 401(K) PROFIT  
SHARING PLAN, an employee pension  
benefit plan;

Defendants.

Case No 5:10-CV-04363 JW (PSG)

*James Ware*  
(PROPOSED) ORDER REGARDING  
STIPULATION AS TO ADR PROCESS  
SELECTION

HON. JAMES WARE

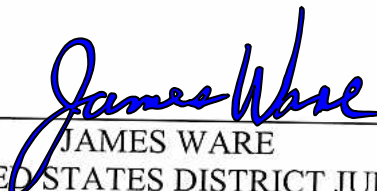
1 Based upon the Stipulation filed by Plaintiff HILDA L. SOLIS, Secretary of Labor,  
2 United States Department of Labor, and Defendants OPT, INC. and JOYCE OLSZEWSKI,  
3 THE EXECUTOR OF THE ESTATE OF ANTHONY OLSZEWSKI, and further good cause  
4 appearing,  
5

6 **IT IS HEREBY ORDERED** as follows:

7 1. The parties are referred to a magistrate judge for an early settlement conference;

8 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**  
9

10 Dated: March 11, 2011  
11

12  
13   
14 JAMES WARE  
15 UNITED STATES DISTRICT JUDGE  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28